

Court of Appeals, State of Michigan

ORDER

People of MI v Clifton Paul Moffat

Docket No. 259365


LC No. 03-007071-FC

Donald S. Owens
Presiding Judge

Peter D. O'Connell

Patrick M. Meter
Judges

The Court orders that the motion to remand is DENIED in view of the fact that retained counsel failed to support the motion with a proper affidavit that showed whether there had been any lapse of time between the purported provocation and the attack on the victim as well as evidence as to what trial counsel failed to investigate, what testimony the unnamed witnesses would supply on remand, or what other evidence could have been used to support a self-defense argument. MCR 7.211(C)(1)(a)(ii).



Presiding Judge



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN 20 2005
Date


Chief Clerk